

ASSEMBLY BILL

No. 2006

Introduced by Assembly Member Dutra

February 18, 2000

An act to amend Sections 6971 and 6979 of the Food and Agricultural Code, relating to citrus fruit trees, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 2006, as introduced, Dutra. Citrus fruit trees: special assessments.

Existing law imposes an annual assessment of 1% on citrus fruit trees produced and sold within the state, or shipped from the state, until January 1, 2001. Funds from the assessment are used to carry out certain programs of the Department of Food and Agriculture and the University of California concerning these trees and are continuously appropriated to the department for that purpose.

This bill would extend the repeal date of these provisions to January 1, 2006. Thus, the bill would make an appropriation by continuing the above continuous appropriation until January 1, 2006.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6971 of the Food and
2 Agricultural Code is amended to read:

1 6971. (a) Until January 1, ~~2004~~ 2006, an annual
2 assessment of 1 percent shall be levied on the gross sales
3 of all citrus fruit trees, except seedlings and root-stocks,
4 produced and sold within the state or produced within
5 and shipped from the state by any licensed nursery dealer
6 during that dealer's applicable license period. This
7 section does not apply to the sale of citrus fruit trees from
8 one California producer to another.

9 (b) Gross sales shall be determined at the point of sale
10 where the stock is sold to farmers for planting, to
11 homeowners for dooryard planting, or to retailers or
12 wholesalers for resale. The assessment shall only be levied
13 and paid once on any particular plant.

14 (c) The secretary may set the assessment at a lower
15 percent to cover the costs necessary to implement and
16 carry out all department programs established pursuant
17 to Article 7 (commencing with Section 5821) of Chapter
18 8 of Part 1 concerning the registration and certification of
19 citrus fruit trees, the University of California clonal
20 activities concerning citrus fruit trees, and other activities
21 related to the development of planting materials for
22 citrus fruit trees.

23 SEC. 2. Section 6979 of the Food and Agricultural
24 Code is amended to read:

25 6979. (a) This article shall become inoperative on
26 April 10, ~~2000~~ 2005, and as of January 1, ~~2004~~ 2006, is
27 repealed, unless a later enacted statute, which is enacted
28 before January 1, ~~2004~~ 2006, deletes or extends that date.

29 (b) If the repeal date of this article is not extended
30 beyond January 1, ~~2004~~ 2006, the final assessment levied
31 pursuant to this article shall be due and payable on or
32 before April 10, ~~2000~~ 2005.